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DECLARATION AND POWER OF ATTORNEY

(Case No. 91,875-J)

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MONOAMINE, DIAMIDE, THIOL-CONTAINING METAL CHELATING AGENTS

which specification was filed on June 3, 1994 and given Serial No. 08/253,973

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

The undersigned hereby appoints the following:

George B. Newitt	Reg. No. <u>16550</u>	Michael H. Shanahan	Reg. No. 24438
D. Dennis Allegretti	Reg. No. <u>17374</u>	Dale A. Malone	Reg. No. 32155
Sheldon W. Witcoff	Reg. No. <u>17399</u>	Robert H. Resis	Reg. No. 32168
Seymour Rothstein	Reg. No. <u>19369</u>	Grantland G. Drutchas	Reg. No. 32565
James V. Callahan	Reg. No. <u>20095</u>	James C. Gumina	Reg. No. 32898
Jon O. Nelson	Reg. No. <u>24566</u>	Christopher J. Renk	Reg. No. 33761
Charles F. Pigott	Reg. No. <u>19408</u>	David M. Frischkorn	Reg. No. 32833
Charles G. Call	Reg. No. <u>20406</u>	Marc S. Cooperman	Reg. No. 34143
Ronald E. Larson	Reg. No. <u>24478</u>	Kyle K. Kappes	Reg. No. 34846
Edward W. Remus	Reg. No. <u>25703</u>	Alvin B. Dodek	Reg. No. 34577
Denis A. Berntsen	Reg. No. <u>26707</u>	Barbara A. Heaphy	Reg. No. 34619
John J. McDonnell	Reg. No. <u>26949</u>	Richard A. Clegg	Reg. No. 33485
Robert M. Ward	Reg. No. <u>26517</u>	John P. Iwanicki	Reg. No. 34628
Charles W. Shifley	Reg. No. <u>28042</u>	A. Blair Hughes	Reg. No. 32901
Daniel A. Boehnen	Reg. No. <u>28399</u>	Lawrence H. Aaronson	Reg. No. 35818
Jamie S. Smith	Reg. No. <u>27390</u>	Thomas A. Fairhall	Reg. No. 34591
Mark T. Banner	Reg. No. <u>29888</u>	Kenneth J. Rudofski	Reg. No. 35997
Bradley J. Hulbert	Reg. No. <u>30130</u>	Steven J. Sarussi	Reg. No. 32784
Paul H. Berghoff	Reg. No. <u>30243</u>	Michael S. Greenfield	Reg. No. 37142
Jerry A. Riedinger	Reg. No. <u>30582</u>	Thomas K. Pratt	Reg. No. 37210
Peter D. McDermott	Reg. No. <u>29411</u>	Sanjay Prasad	Reg. No. 36247
Charles C. Kinne	Reg. No. <u>31631</u>	Kevin E. Noonan	Reg. No. 35303

as our Attorneys and

Mark Chao	Reg. No. 37293
Emily Miao	Reg. No. 35285

as our Registered Patent Agents

the mailing address and telephone number of each of whom is ALLEGRETTI & WITCOFF, LTD., Ten South Wacker Drive, Chicago, Illinois 60606, and (312) 715-1000, with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of third joint inventor:

¹⁻⁰⁰
William McBride

Inventor's signature:

William McBride

Date June 13, 1994

Residence:

110 Golfview Drive, Manchester, New Hampshire 03102 ^{NH}

Citizenship:

United States of America

Post Office Address:

110 Golfview Drive, Manchester, New Hampshire 03102

Full name of first joint inventor: ²⁻⁰⁰ ^{* * *}
Richard T. Dean

Inventor's signature:

Richard T. Dean

Date

June 14, 1994
^{NH}

Residence:

43 King Road, Bedford, New Hampshire 03110

Citizenship:

United States of America

Post Office Address:

43 King Road, Bedford, New Hampshire 031100

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney's Docket No. 91,875-J)

Applicant or
Patentee: William McBride & Richard T. Dean

Serial or
Patent No. 08/253,973

Filed: June 3, 1994

For: Monoamine, Diamide, Thiol-Containing Metal Chelating Agents

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. § 1.9(f) AND § 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Diatech, Inc.
ADDRESS OF CONCERN 9 Delta Drive
Londonderry, New Hampshire 03053

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.3-18, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees under § 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled

MONOAMINE, DIAMIDE, THIOL-CONTAINING METAL CHELATING AGENTS

by inventor(s) William McBride & Richard T. Dean described in

- ☐ the specification filed herewith
- ☒ Application Serial No. 08/253973, filed June 3, 1994
- ☐ Patent No. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. § 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

FULL NAME _____

ADDRESS _____

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME _____

ADDRESS _____

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing therein, or any patent to which this verified statement is directed.

Richard T. Dean

NAME OF PERSON SIGNING

President

TITLE IN ORGANIZATION

9 Delta Drive, Londonderry, New Hampshire 03053

ADDRESS OF PERSON SIGNING



Signature

June 11, 1994

Date